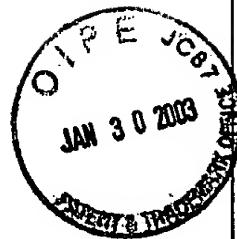


3738

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICANT: Boyce et al. **EXAMINER:** Prebilic, P.
SERIAL NO.: 09/543,268 **GROUP ART UNIT:** 3738
FILED: April 5, 2000 **DATED:** January 23, 2003
FOR: OSTEOIMPLANT AND **DOCKET:** 285-79 CON
 METHOD FOR ITS MANUFACTURE

Assistant Commissioner for Patents
Washington, D.C. 20231

TECHNOLOGY CENTER 2870
FEB 04 2003

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AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- Small entity status of this application under 37 C.F.R. §§1.9 and 1.27 has been established.
- A verified statement to establish small entity under 37 C.F.R. §§1.9 and 1.27 is enclosed.
- No additional fee is required.

For	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate (Small Entity)	Addit. Fee	Rate	Addit. Fee
TOTAL CLAIMS	129	129	0	x 9 =	\$0	x 18 =	\$0
INDEPENDENT CLAIMS	9	9	0	x 42 =	\$0	x 84 =	\$0
□ First Presentation of Multiple Dep. Claim				140		280	\$0

* If the entry in Col. 1 is less than entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on January 23, 2003.

Dated: January 23, 2003

Maria Goldman
Maria Goldman

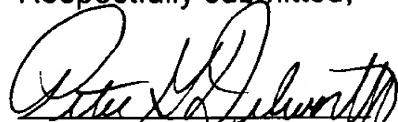
Please charge Deposit Account No. 04-1121 in the amount of \$_____. Two (2) copies of this sheet are enclosed.

A check in the amount of \$_____ is enclosed.

Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §§1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 04-1121. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

DILWORTH & BARRESE, LLP
333 Earle Ovington Blvd.
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Respectfully submitted,



Peter G. Dilworth
Reg No. 26,450
Attorney for Applicant(s)

PGD/MRB:mg



2-12
JF/13/0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Boyce et al.

EXAMINER: Prebilic, P.

SERIAL NO.: 09/543,268

GROUP ART UNIT: 3738

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DOCKET: 285-79 CON

Commissioner for Patents
Washington, D.C. 20231

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RESPONSE

Sir:

In response to the Office Action mailed October 23, 2002 in connection with the subject patent application, applicants request reconsideration and allowance of the claims in light of the following remarks:

REMARKS

Claims 1-7, 9-21, 23-43, 45-61, 63-80 and 82-134 are pending in the subject application.

The Examiner has rejected Claims 1-7, 9-21, 23-43, 45-61, 63-80 and 82-134 under 35 U.S.C. §102(e) as anticipated by Boyce et al. U.S. Patent No. 5,899,939 ("Boyce et al.").

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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Dated: January 23, 2003

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